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18M2/0607

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Note attached communication from the Examiner

This notice is issued in view of applicant's communication filed \_\_\_\_\_

**NOTICE OF ALLOWANCE  
AND ISSUE FEE DUE**

SERIES CODE/SERIAL NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
First Named Applicant 08/335, 400	11/03/94	007	ADAMS, D	1806 06/07/95

TITLE OF INVENTION PAGE MARTIN J.

A METHOD FOR TREATING A MAMMAL SUFFERING FROM A T-CELL MEDIATED DISORDER WITH A CHO-GLYCOSYLATED ANTIBODY (AS AMENDED)

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEES DUE	DATE DUE
1 1808163A	424-133.100	M29	UTILITY	NO	\$1210.00	09/07/95

**THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT.  
PROSECUTION ON THE MERITS IS CLOSED.**

**THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.**

**HOW TO RESPOND TO THIS NOTICE:**

- I. Review the SMALL ENTITY Status shown above.  
If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:
  - A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the patent and Trademark Office of the change in status, or
  - B. If the Status is the same, pay the FEE DUE shown above.
- II. Part B of this notice should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B should be completed and returned. If you are charging the ISSUE FEE to your deposit account, Part C of this notice should also be completed and returned.
- III. All communications regarding this application must give series code (or filing date), serial number and batch number. Please direct all communication prior to issuance to Box ISSUE FEE unless advised to contrary.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, pay of 1/2 the FEE DUE shown above.

**IMPORTANT REMINDER: Patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.**



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08/335,400

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/335,400	11/03/94	PAGE	M 1808163A

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WASHINGTON DC 20004

EXAMINER	
ADAMS, D	
ART UNIT	PAPER NUMBER
9	

DATE MAILED: 8/16

06/07/95

#### NOTICE OF ALLOWABILITY

##### PART I.

- This communication is responsive to The After Final Amendment filed 5/10/95
- All the claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice Of Allowance And Issue Fee Due or other appropriate communication will be sent in due course.
- The allowed claims are 1-33 numbered 1-7 respectively
- The drawings filed on \_\_\_\_\_ are acceptable.
- Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has [ ] been received. [ ] not been received. [ ] been filed in parent application Serial No. 08/046093 filed on 4/15/93
- Note the attached Examiner's Amendment.
- Note the attached Examiner-Interview Summary Record, PTO-413.
- Note the attached Examiner's Statement of Reasons for Allowance.
- Note the attached NOTICE OF REFERENCES CITED, PTO-892.
- Note the attached INFORMATION DISCLOSURE CITATION, PTO-1449.

##### PART II.

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE THREE MONTHS FROM THE "DATE MAILED" indicated on this form. Failure to timely comply will result in the ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.
- APPLICANT MUST MAKE THE DRAWING CHANGES INDICATED BELOW IN THE MANNER SET FORTH ON THE REVERSE SIDE OF THIS PAPER.
  - Drawing informalities are indicated on the NOTICE RE PATENT DRAWINGS, PTO-948, attached hereto or to Paper No. 7. CORRECTION IS REQUIRED.
  - The proposed drawing correction filed on 5/10/95 of fig 2 has been approved by the examiner. CORRECTION IS REQUIRED.
  - Approved drawing corrections are described by the examiner in the attached EXAMINER'S AMENDMENT. CORRECTION IS REQUIRED.
  - Formal drawings are now REQUIRED.

Any response to this letter should include in the upper right hand corner, the following information from the NOTICE OF ALLOWANCE AND ISSUE FEE DUE: ISSUE BATCH NUMBER, DATE OF THE NOTICE OF ALLOWANCE, AND SERIAL NUMBER.

##### Attachments:

- Examiner's Amendment
- Examiner Interview Summary Record, PTO-413
- Reasons for Allowance
- Notice of References Cited, PTO-892
- Information Disclosure Citation, PTO-1449

- Notice of Informal Application, PTO-152
- Notice re Patent Drawings, PTO-948
- Listing of Bonded Draftsmen
- Other

Art Unit 1806

1. An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 C.F.R. § 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

*RE*  
*X*

Claim 27 (twice amended). In a method for treating a mammal suffering from a T-cell mediated disorder [which comprises] comprising administering a therapeutically effective amount of a whole glycosylated recombinant human [or altered] chimeric or CDR-grafted antibody [wherein said antibody is] effective in treating said disorder, wherein the improvement [wherein the Fc region of said antibody has CHO glycosylation] comprises an antibody glycosylated by a chinese hamster ovary cell.

Cancel claim 34.

2. Authorization for this Examiner's Amendment was given in a telephone interview with Ms. Ernst on June 6, 1995.

3. Applicant is reminded that the photographs are not acceptable until a petition is granted, see box 2 of the PTO 948 form, attached to Paper No. 4.

4. Applicant is reminded, if color photographs are included in this application, the specification must be amended, at the first paragraph in the part of the specification relating to the brief description of the drawings, to include the following statement "[t]he file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Donald E. Adams whose telephone number is (703) 308-0570. The examiner can normally be reached Monday through Thursday from 7:30 to 6:00. A message may be left on the examiners voice mail service. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ms. Margaret Moskowitz Parr can be reached at (703) 308-2554. The fax phone number for Group 1806 is (703) 305-7401. Any inquiry of a general nature or relating to the status of this application should be directed to the Group 180 receptionist whose telephone number is (703) 308-0196.

June 6, 1995

*Donald E. Adams*

Donald E. Adams, Ph.D.  
Patent Examiner  
Group 1800

*M. Parr 6/7/95*  
MARGARET PARR  
SUPERVISOR PATENT EXAMINER  
GROUP 1800